GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Health, Medical & Family Welfare Department – The Assisted Reproductive Technology (Regulation) Act 2021(Act No.42 of 2021) -Constitution of the State Board for ART Act, the State Appropriate Authority for ART Act, and District Appropriate Authority for ART Act, for implementation of the Act in the State– Notification - Orders -Issued.

HEALTH, MEDICAL AND FAMILY WELFARE (E2) DEPARTMENT

G.O.Ms.No.182 **Dated:08.07.2022**

Read the following:-

1. The Assisted Reproductive Technology (Regulation) Act, 2021.
2. From the Joint Secretary, GOI, MoH&FW, Department of Health and Research, New Delhi, DO No.U.11019/07/2022-HR, dt.03.02.2022.
3. From the Joint Secretary, GOI,MoH&FW, Department of Health and Research, New Delhi, DO No.U.11019/08/2022-HR, dt.04.02.2022.
4. From the Commissioner of Health & Family Welfare/ Chairperson, Multi Member State Appropriate Authority (PC & PNDT), A.P., Mangalagiri, Lr. Rc.No.HMF04/3/2022-PC & PNDT SEC-CHFW, dt.07.03.2022 & dt.20.04.2022.
5. G.O.Ms.No.181, HM&FW(E2) Department, Dated.08.07.2022.

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O R D E R:

In the reference second read above, the Joint Secretary, Government of India, Ministry of Health & Family Welfare, Department of Health Research, New Delhi while furnishing the copies of the Surrogacy (Regulation) Act, 2021 (Act No.47 of 2021) and the Assisted Reproductive Technology (Regulation) Act 2021(Act No.42 of 2021) along with Gazette Notifications has informed that, these Acts which have come into force w.e.f. 25.01.2022. The State ART and Surrogacy Board is required to be constituted as per Section 26 of the Surrogacy(Regulation) Act and the same shall also be Board for the purposed of ART Act as per Section 6 of the ART (Regulation) Act,2021. The composition of aforesaid Board is prescribed under Section 27 of the Surrogacy (Regulation) Act, 2021 and requested to constitute the State Board on Priority basis.

2. In the reference third read above, the Joint Secretary , Government of India, Ministry of Health & Family Welfare, Department of Health Research, New Delhi has informed that, as per Section 35(2) of the Surrogacy (Regulation) Act and as per Section 12(2) of the ART(Regulation) Act,2021, the State Governments shall, within a period of ninety days from the date of commencement of the above mentioned Acts, by notification appoint, one or more appropriate authorities for the whole or any part of the State for the purposes of these Acts. The Composition of aforesaid appropriate authority is prescribed under Section 35(3) of the Surrogacy (Regulation) Act,2021 and Section 12(3) of the Assisted Reproductive Technology(Regulation) Act,2021 and requested to ensure necessary action on priority basis under intimation to them.

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3. In the reference fourth read above, the Commissioner, Health & Family Welfare, AP. has reported that, the Government of India have sent an Act (ie., the Assisted Reproductive Technology (Regulation) Act, 2021 (Act No 42 of 2021) (Gazette publications.No.59, dated:20.12.2021 and Notification No. 283, dated:21.01.2022)which has enacted by Parliament for the regulation of Assisted Reproductive Technology clinics and the Assisted Reproductive Technology banks, prevention of misuse, safe and ethical practice of assisted reproductive technology services for addressing the issues of reproductive health where assisted reproductive technology is required for becoming parent or for freezing gametes, embryos, embryonic tissues for further use due to infertility, diseases of social or medical concerns and for regulation and supervision of research and development and for matters connected there with or incidental thereto. According to the powers conferred by sub section (2) of section 1 of the ART Act, 2021(Act No.42 of 2021), it shall come into force with effect from 25.01.2022.

4. The Commissioner, Health & Family Welfare, A.P., has requested the Government to constitute the State Board for ART Act, State and District Appropriate Authority for ART Act along with powers and functions of the said Boards and also publish the same in the State Gazette for implementation of the Act in the State.

5. Government after careful examination of the proposal hereby decided to constitute the State Board for ART Act , State Appropriate Authority for ART Act, District Appropriate Authority for ART Act, for implementation of the ART Act,2021 in the State.

6. Accordingly, the following notification shall be published in an extraordinary Gazette of Andhra Pradesh.

NOTIFICATION

In exercise of the powers conferred by the provisions under Section 6 of the Assisted Reproductive Technology (Regulation) Act, 2021, the State Assisted Reproductive Technology and Surrogacy Board which has been constituted under Section 26 of the Surrogacy (Regulation) Act, 2021 issued in G.O.Ms.No.181, HM&FW (E2) Department, dated.08.07.2022, shall be the State Board for the purposes of ART (Regulation) Act and under clauses (a) and (b) of sub-section (2) of Section 35 of the ART (Regulation) Act, Government of Andhra Pradesh hereby constitute the State Appropriate Authority for ART, District Appropriate Authority for ART, for implementation of the ART (Regulation) Act in the State as follows :-

The State Assisted Reproductive Technology and Surrogacy Board constituted under Section 26 of the Surrogacy (Regulation) Act, 2021 :

Sl. No.	Officer	Designation
a	The Hon'ble Minister for Health, Medical and Family Welfare, Government of A.P; Velagapudi, Amaravathi, Guntur District.	Chairman/Chairperson
b	The Principal Secretary to Government, HM&FW Department, AP., Velagapudi, Amaravathi, Guntur District.	Vice-Chairman/ Chairperson

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c.1	The Secretary/ Commissioner , Women Development Child Welfare, AP or their nominee.	Member
2	The Secretary/Commissioner, Social Welfare Department or their nominee.	Member
3	The Secretary, Law, Legislative affairs and Justice or their nominee.	Member
4	The Secretary, Home Department or their nominee.	Member
d	The Director of Public Health and Family Welfare, A.P.	Member
e.1	Smt.Jonnalagadda Padmavathi, MLA, Singanamala, Anathapuram District.	Member
2.	Dr.Undavalli Sridevi, MLA, Tadikonda, Guntur District.	Member
3.	Smt.Dasari Sudha, MLA, Badvel, YSR Kadapa District.	Member
f.1	Medical Geneticists or embryologists from Siddhartha Medical College, Vijayawada.	Member
2	Medical Geneticists or embryologists from Siddhartha Medical College, Vijayawada.	Member
3	HoD Gynac and OBG, Guntur Medical College, Guntur.	Member
4	HoD Gynac and OBG, Siddhartha Medical College, Vijayawada.	Member
5	The Professor, Department of Sociology, Acharaya Nagarjuna University.	Member
6	The Asst. Professor, Department of Sociology, Acharaya Nagarjuna University.	Member
7	Smt.G.Rashmi, Vasavya Mahila Madali, Vijayawada.	Member
8	Smt.C.Bhanuja, REDS, Kadiri, Ananthapur District.	Member
9	Dr.D.Sarada, President, Sarada Service Society, Tenali.	Member
10	Smt.Vijaya Nirmala, Executive Secretary, Nava Yuvajana Sangh, West Godavari.	Member
g	The Commissioner/Director of Health and Family Welfare; A.P.	Member-Secretary

The State Appropriate Authority for ART Act:

Sl. No.	Officer	Designation
a	The Commissioner/Director of Health and Family Welfare; A.P.	Chairman/Chairperson
b	The Additional Director(MCH)	Vice - Chairman/ Chairperson

(PTO)

c	Smt.Padmalatha, NGO, Swarajya Abhyudaya Sewa Samithi, East Godavari.	Member
d	The Additional /Joint Secretary, Law and Legal Affairs Deptt., A.P.	Member
e	Dr.D.Sarada, MBBS,DGO., Satyasai Nursing Home, Tenali,Guntur District.	Member

District Appropriate Authority for ART:

Sl. No.	Officer	Designation
a	District Collector	Chairman/Chairperson
b	District Medical and Health Officer	Vice - Chairman / Chairperson
c	An eminent woman representing women's organisation (nominated by the District Collector & DM&HO)	Member
d	The Additional District judge (nominated by the District Judge)	Member
e	An eminent registered medical practitioner (nominated by the District Collector & DM&HO)	Member

7. The Board and Authorities constituted above shall have powers, functions, terms and conditions as specified in the respective Act.

8. The Commissioner of Health and Family Welfare, A.P., Mangalagiri shall take further necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

MUDDADA RAVI CHANDRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner of Printing & Stationery and Stores Purchase, A.P., Vijayawada.
The Commissioner of Health & Family Welfare, A.P., Mangalagiri and Chairperson/ Chairman State Appropriate for PC&PNDT Act.
All the members in State Advisory Committee through Commissioner of Health & Family Welfare, A.P., Mangalagiri.
All Collectors & District Magistrates.
All the District Medical & Health Officers.
Copy to:
The Joint Secretary to Government of India, Ministry of Health & Family Welfare, Nirman Bhavan, New Delhi.
The Director of Medical Education, A.P., Vijayawada.
The Director of Public Health and Family Welfare, A.P, Vijayawada.
The Commissioner of A.P. Vaidhya Vidhana Parishad, Vijayawada.

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The Department for Women, Children, Differently Abled and Senior Citizens, A.P. Secretariat.
The Social Welfare Department, A.P. Secretariat.
The Law & Legal Affairs Department, A.P. Secretariat.
The Home Department, A.P. Secretariat.
The Registrar, Acharya Nagarjuna University A.P., Guntur.
The P.S. to Hon'ble Minister (HFW&ME)
The P.S. to Principal Secretary to Government, HM&FW Department.
The Commissioner, Information and Public Relations, A.P., Vijayawada.
SF/SC.

//FORWARDED :: BY ORDER //

SECTION OFFICER